

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

<u>IN RE LIBOR-BASED FINANCIAL INSTRUMENTS ANTITRUST LITIGATION</u>	MDL No. 2262  Master File No. 1:11-md-2262-NRB  ECF Case
THIS DOCUMENT RELATES TO:	<b>ORAL ARGUMENT REQUESTED</b>
MAYOR AND CITY COUNCIL OF BALTIMORE, ET AL., Plaintiffs, v. BANK OF AMERICA CORPORATION, ET AL., Defendants.	No. 11-cv-5450
EXCHANGE-BASED PLAINTIFF ACTION	No. 11-cv-2613
GELBOIM, ET AL., Plaintiffs, v. CREDIT SUISSE GROUP AG, ET AL., Defendants.	No. 12-cv-1025
CHARLES SCHWAB BANK, N.A., ET AL., Plaintiffs, v. BANK OF AMERICA CORPORATION, ET AL. Defendants.	No. 11-cv-6411
SCHWAB MONEY MARKET FUND, ET AL., Plaintiffs, v. BANK OF AMERICA CORPORATION, ET AL., Defendants.	No. 11-cv-6412
SCHWAB SHORT-TERM BOND MARKET FUND, ET AL., Plaintiffs, v. BANK OF AMERICA CORPORATION, ET AL., Defendants.	No. 11-cv-6409

**NOTICE OF DEFENDANTS' MOTION  
TO DISMISS THE AMENDED COMPLAINTS**

PLEASE TAKE NOTICE that the undersigned, attorneys for Defendants Bank of America Corporation, Bank of America, N.A., The Bank of Tokyo-Mitsubishi UFJ, Ltd., Citibank, N.A., Citigroup, Inc., Coöperatieve Centrale Raiffeisen-Boerenleenbank B.A., Credit Suisse Group AG, Deutsche Bank AG, HBOS plc, HSBC Bank plc, HSBC Holdings plc, JPMorgan Chase & Co., JPMorgan Chase Bank, N.A., Lloyds Banking Group plc, The Norinchukin Bank, Royal Bank of Canada, The Royal Bank of Scotland Group plc, and WestLB AG, in the above-referenced matter, will move this Court before the Honorable Naomi Reice Buchwald, United States District Judge for the Southern District of New York, 500 Pearl Street, New York, New York 10007, at a date and time to be determined by this Court, for an order pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing with prejudice the Amended and Consolidated Complaints in each of the above-captioned actions.

The grounds for this motion are set forth in three memoranda: (1) the Memorandum of Law in Support of Defendants' Motion to Dismiss Plaintiffs' Antitrust Claims and the accompanying Declaration of Robert F. Wise, Jr. and exhibits thereto with respect to each of the related above-captioned actions; (2) the Memorandum of Law in Support of Defendants' Motion to Dismiss the Exchange-Based Plaintiffs' Claims and exhibit thereto with respect to the related above-captioned action *Exchange-Based Plaintiff Action* (No. 11-cv-2613); and (3) the Memorandum of Law in Support of Defendants' Motion to Dismiss the Schwab Plaintiffs' Amended Complaints with respect to the related above-captioned actions *Charles Schwab Bank, N.A. v. Bank of Am. Corp.* (No. 11-cv-6411), *Schwab Money Market Fund v. Bank of Am. Corp.* (No. 11-cv-6412), and *Schwab Short-Term Bond Market Fund v. Bank of Am. Corp.* (No. 11-cv-6409).

Dated: New York, New York  
June 29, 2012

Respectfully Submitted,

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